FILED CLERK U.S. DISTRICT COURT 1 JAMES H. THEBEAU, CA Bar No. 128845 DEC 1 0 2009 **Deputy County Counsel** RUTH E. STRINGER, CA Bar No. 103563 3 CENTRAL DISTRICT OF CALIFORNIA **County Counsel** 385 North Arrowhead Avenue, 4th Floor San Bernardino, CA 92415-0140 Telephone: (909) 387-4402 (909) 387-4069 Fax: 6 ithebeau@cc.sbcounty.gov Attorneys for Defendants, County of San Bernardino, San Bernardino Sheriff's Department. 9 Sergeant Steve Spear, and Sheriff Gary Penrod 10 UNITED STATES DISTRICT COURT 11 12 CENTRAL DISTRICT OF CALIFORNIA 13 KENT DAVIS. CASE NO. ED CV 08-01262 SVW 14 (SSx) Plaintiff. 15 PROPOSED] FINAL JUDGMENT 16 IN FAVOR OF DEFENDANTS VS. 17 COUNTY OF SAN BERNARDINO, 18 SAN BERNARDINO SHERIFF'S DEPARTMENT, SGT. STEVE 19 SPEAR, AND SHERIFF GARY 20 PENROD, DOES 2-10 21 Defendants. 22 23 On November 16, 2009, the COURT entered and served Findings 24 of Fact and Conclusions of Law in the above captioned matter and 25 thereupon ordered that DEFENDANTS are not liable to PLAINTIFF. 26 27 IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that 28 1

DEFENDANTS are not liable to PLAINTIFF and that final judgment hereby be entered on the entire action in favor of defendants COUNTY OF SAN BERNARDINO, SAN BERNARDINO COUNTY SHERIFF'S DEPARTMENT, SGT. STEVE SPEAR AND SHERIFF GARY PENROD. Dated: /2/3/09 UNITED STATES DISTRICT JUDGE